

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
7

8 BANK OF NEW YORK MELLON,
9 Plaintiff(s),

10 v.

11 IMAGINATION NORTH LANDSCAPE
12 MAINTENANCE ASSOCIATION, et al.,
Defendant(s).

Case No.: 2:16-cv-00383-MMD-NJK

Order

[Docket No. 159]

13 Pending before the Court is a motion to be removed from the CM/ECF service list filed by
14 counsel for the trustee of the Alessi & Koenig bankruptcy estate. Docket No. 159. The motion
15 indicates that the trustee will not be participating in this case and that appropriate action may be
16 pursued against Alessi & Koenig. *See id.* at 2. No legal authority or meaningfully developed
17 argument is provided that such circumstances justify removal of an attorney from the CM/ECF
18 service list. Moreover, there could be advantages to not taking such action, including providing
19 notice and service of future filings through the CM/ECF system. *See* Fed. R. Civ. P. 55(b)(2) (“If
20 the party against whom a default judgment is sought has appeared personally or by a representative,
21 that party or its representative must be served with written notice of the application [for default
22 judgment] at least 7 days before the hearing”); *see also* Fed. R. Civ. P. 5(b)(2)(E) (allowing for
23 service through electronic court filing systems). Having been provided no explanation why
24 removal from the CM/ECF list is appropriate, the instant motion is **DENIED** without prejudice.

25 IT IS SO ORDERED.

26 Dated: August 7, 2019

27
28 
Nancy J. Koppe
United States Magistrate Judge